

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA : **CRIMINAL NO. 09-**_____

v. : **DATE: April 29, 2009**_____

DORENA KEARNEY : **VIOLATION:**
**18 U.S.C. § 666(a)(1)(A) (theft of federal
program funds - 1 count)**

INFORMATION

COUNT ONE

THE UNITED STATES ATTORNEY CHARGES THAT:

At all times material to this information:

1. The Colours Organization, Incorporated (“Colours”), Philadelphia, Pennsylvania, was a nonprofit Pennsylvania corporation which provided support and educational services for members of the gay, lesbian, bisexual, and transgender communities.
2. Colours was an organization which received annual benefits in excess of \$10,000 in each of the calendar years 2004 through 2007 under several federal programs involving a grant, contract, subsidy, loan, guarantee, and other form of federal assistance, in connection with educational services.
3. Between approximately June 2004 and June 2007 defendant DORENA KEARNEY was Colours’ Executive Director and, as such, was its agent.
4. While serving as Executive Director, defendant DORENA KEARNEY opened various credit card accounts in Colours’ name, including two credit card accounts with Bank of America, one with Lowes, and one with Home Depot. Defendant KEARNEY opened these accounts without the knowledge and authorization of the board of directors of Colours.

5. Defendant DORENA KEARNEY, without the knowledge and authorization of Colours' board of directors, used these credit cards to purchase items for her personal use. Among other things, defendant KEARNEY used the credit cards to purchase clothing, shoes, jewelry, vacation travel, groceries, gasoline, dining, home cable service, home repair, home furniture, pet food, salon service, and elective medical surgery. Defendant KEARNEY further used Colours' funds to pay for these unauthorized purchases of personal items by causing checks to be drawn on the checking account of Colours to pay the monthly credit card bills.

6. Between June 2004 and June 2007, in Philadelphia, in the Eastern District of Pennsylvania, and elsewhere, defendant

DORENA KEARNEY,

being an agent and employee of Colours, an organization which received benefits of more than \$10,000 in any one-year period under a federal program involving a grant, contract, subsidy, loan, guarantee, insurance or other form of federal assistance, embezzled, stole and obtained by fraud or otherwise without authority knowingly converted to the use of any person other than the rightful owner and intentionally misapplied property valued at \$5,000 or more, that is, approximately \$138,000 which was owned by and under the care, custody and control of Colours.

In violation of Title 18, United States Code, Section 666(a)(1)(A), (b).

LAURIE MAGID
United States Attorney